

Message

From: Aranda, Amber [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2557889D5F134A3DBC525A2DBF6BFDF2-AARANDA]
Sent: 1/10/2022 3:48:15 PM
To: Weaver, Susannah [Weaver.Susannah@epa.gov]; Payne, James (Jim) [payne.james@epa.gov]
CC: Koch, Erin [Koch.Erin@epa.gov]; Kaczmarek, Chris [Kaczmarek.Chris@epa.gov]; Chandrasekaran, Devi [Chandrasekaran.Devi@epa.gov]; Pittman, Forrest [Pittman.Forrest@epa.gov]
Subject: Notes for today's discussion - Monsanto cert request on FIFRA preemption
Attachments: Monsanto US Brief Amicus AS FILED.pdf; Notes for OGC Informational briefing - Hardeman - Monsanto preemption - 1-10-21 v.1.docx

Susannah and Jim –

In preparation for this afternoon's meeting, please see attached draft notes on Monsanto's cert request involving the decision in the Ninth Circuit on FIFRA preemption. *Hardeman v. Monsanto Company*, 997 F.3d 941 (9th Cir. 2021). This is a work in progress and may be further edited as discussions progress on this issue.

Also attached is the USG amicus brief filed in the Ninth Circuit proceedings, and a link to the 2019 OPP letter addressing label language on carcinogenicity follows. https://www.epa.gov/sites/default/files/2019-08/documents/glyphosate_registrant_letter_-_8-7-19_-_signed.pdf

My apologies for not being to get you this sooner.

Amber L. Aranda
Environmental Protection Agency
Office of General Counsel
202) 564-1737